



October 25, 2019

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[www.chinohills.org](http://www.chinohills.org)

Chairman Ajit Pai  
Commissioner Michael O'Rielly  
Commissioner Brendan Carr  
Commissioner Jessica Rosenworcel  
Commissioner Geoffrey Starks  
Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

**Re: WIA Petition for Rulemaking (WT Docket No. 19-250);  
WIA Petition for Declaratory Ruling (WC Docket No. 17-84); and  
CTIA Petition for Declaratory Ruling (RM-11849)**

Honorable Chair Pai and Commissioners O'Rielly, Carr, Rosenworcel and Starks:

On behalf of the City of Chino Hills, thank you for allowing us to submit comments regarding the Wireless Infrastructure Association (WIA) and CTIA's petitions for Federal Communication Commission ("FCC") rulemaking and declaratory rulings. We strongly oppose any changes to the FCC's current rule that would result in further limitations on local control, and urge the FCC to reject these petitions.

The City of Chino Hills strongly believe that local officials, government, and municipalities are best positioned to defend the interests of the people. As advocates of our residents, we are extremely alarmed by the misrepresentation of the role and utility of local ordinances in WIA and CTIA's petitions.

These proposed changes would further limit participation from the public and local governments in crucial decision-making procedures, modify the FCC's existing "substantial change" test, impose new procedural requirements on local decision-making, and alter the remedies for noncompliance with the FCC's existing shot clock regulations for eligible facilities requests.

These petitions also create undue burdens on cities like ours to gather information to disprove the misrepresentations. For example, the petitions ask for specific information

*City Council:* Art Bennett ▪ Brian Johsz ▪ Ray Marquez ▪ Cynthia Moran ▪ Peter J. Rogers

on concealment elements in future modifications that could not possibly be known to local governments at the time of the petitions' publication, and could not reasonably be gathered within the comment period.

City of Chino Hills staff has worked diligently to streamline processes to make sure the level of review is appropriate for the project scope of work; as a result several permit application options have been developed for wireless providers. The application type depends on the scope of work associated with the wireless project. Minor modifications and facility removals are processed through a Zoning Clearance application and processed at staff level. Minor facilities and collocations are processed through a Minor Use Permit application and approved at a director level public hearing. Major facilities, major modifications, and facilities located within residential zones are processed through a Conditional Use Permit and approved by the Planning Commission at a public hearing. Small cell facilities are processed through a staff level Zoning Clearance application. All application processing times are in compliance with FCC "Shot Clock" regulations and fees are cost recovery. Applicants only pay for staff time spent processing the application.

Given these reasons, the City of Chino Hills strongly opposes the FCC's proposed rule.

Sincerely,

A handwritten signature in blue ink that reads "Cynthia Moran". The signature is fluid and cursive, with the first name "Cynthia" being more prominent than the last name "Moran".

Cynthia Moran  
Mayor  
City of Chino Hills

cc: The Honorable Dianne Feinstein  
The Honorable Kamala Harris  
The Honorable Gil Cisneros  
Josh Candelaria, Director of Governmental and Legislative Affairs,  
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